#3

PATENT

Attorney Docket No.: CIT1490-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Gray, et al.

Art Unit:

Unassigned

Application No.:

10/031,532

Examiner:

Unassigned

IA Filing Date:

July 20, 2000

Title:

DETECTION OF BIOMOLECULES BY SENSITIZER-LINKED

SUBSTRATES

BOX PCT

Commissioner for Patents Washington, D.C. 20231 Attention: Vonda M. Wallace

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

UNDER 35 U.S.C. §371

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. §371 mailed March 22, 2002, enclosed are:

- 1. A copy of the Notification of Missing Requirements Under 35 U.S.C. §371 (2 pages);
- 2. An executed Declaration (8 pages);
- 3. Power of Attorney by Assignee (2 pages); and
- 4. Return Receipt Postcard.

EXPRESS MAIL number: EV 047294996 US Date of Deposit May 2, 2002

I hereby certify that this paper is being deposited with the United States Postal Service "EXPRESS MAIL Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to BOX PCT, Commissioner of Patents and Trademarks; Washington, DC 20231.

JASON BERRY

In re Application of:

Gray, et al.

PATENT Attorney Docket No.: CIT1490-3

Application No.: 10/031,532 IA Filing Date:

July 20, 2000

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Applicants claim small entity status in the above-identified application. Pursuant to 37 C.F.R. § 1.27, a verified statement claiming small entity status is not required.

The filing fee has been calculated as follows.

	Number Filed	Number Extra		Rate		F	Fee	
				Large Entity	Small Entity	Small Entity	Large Entity	
Total Claims	18-20	0				\$0		
Independent Claims	2-3	0				\$0		
Multiple Dependent Claims Presented: □Yes ⊠_No						\$0		
				E	BASIC FEE	\$0		
		•		Т	OTAL FEE	\$0		

Applicants refer to the request for \$153 in connection with 17 additional fees as outlined in the Notification of Missing Requirements. Applicant does not believe there are any fees associated with this filing as the total claims being filed is 18 and total independent claims is 2. The Commissioner is hereby authorized to charge any other fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 50-1355.

Respectfully submitted,

Date: May 2, 2002

Lisa A. Haile, J.D., Ph.D. Registration No.: 38,347

Telephone: (858) 677-1456 Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP 4365 Executive Drive, Suite 1100 San Diego, California 92121-2133 **USPTO Customer Number 28213**



UNITED STATES PATENT AND TRADEMARK OFFICE

Contrassioner for Patents, Box PCI United States Patent and Tradamark Office Washington, D.C. 2020

371 FORMALITIES LETTER

*OC000000007686167

U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY. DOCKET NO. 10/031,532 CIIT1490-3 Harry B Gray INTERNATIONAL APPLICATION NO PCT/US00/19821 I.A. FILING DATE PRIORITY DATE Lisa A. Haile PATENT DOCKETING Gray cary ware & Freidenrich 07/20/2000 07/19/1999 4365 executive drive APR 0 1 2002 **Suite 1100 CONFIRMATION NO. 6210** San Diego, CA 92121-2133

GRAYCARY/T.ELLIS

Date Mailed: 03/22/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- · U.S. Basic National Fees
- Indication of Small Entity Status
- · Priority Document
- · Copy of IPE Report
- · Copy of the International Application
- Copy of the International Search Report
- · Oath or Declaration
- · Request for Immediate Examination
- Small Entity Statement

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Additionally the following defects have been observed:

Additional claim fees of \$153 as a small entity, including any required multiple dependent claim fee, are
required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are
due.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$153 for a Small Entity:

- Total additional claim fee(s) for this application is \$153
 - **\$153** for **17** total claims over 20.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

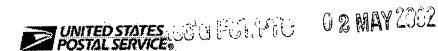
VONDA M WALLACE

Telephone: (703) 305-3736

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	DITERNATIONAL ARRESTATIONANO	ATTIV FOOTUPT NO
	INTERNATIONAL APPLICATION NO.	ATTY, DOCKET NO.
10/031,532	PCT/US00/19821	CIIT 1490-3

FORM PCT/DO/EO/905 (371 Formalities Notice)



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